

Re: Red River Sub 24-30010 and Jamieson CAPEX

From: THOMAS KAPUSTA (tkapusta@aol.com)

To: mac@mbvesq.com; mac@dakotabankruptcy.com

Cc: sarah.j.wencil@usdoj.gov

Date: Friday, March 28, 2025 at 12:42 PM CDT

Mac, I still have not received the court approved CAPEX payment for trustee fees and expenses. A reminder that the court approved a chief restructuring officer to manage these administrative tasks.

Unless I receive payment next week, I will have to consider filing a motion to convert or dismiss.

Thank you.

Regards,

Tom Kapusta

Subchapter V Trustee

On Tuesday, March 25, 2025 at 03:18:48 PM CDT, THOMAS KAPUSTA <tkapusta@aol.com> wrote:

Mac, it has been over two months since the court approved my final fee application in the Jamieson CAPEX case and I have still not received payment despite multiple requests. Please have your client overnight payment to me this week and acknowledge this request.

Thank you.

Regards,

Tom Kapusta

Subchapter V Trustee

On Monday, March 17, 2025 at 07:14:21 PM CDT, Mac VerStandig <mac@dakotabankruptcy.com> wrote:

Tom,

Thanks for the e-mail. I'll reach out to CAPEX about the payment.

As for Red River Subs, I just double checked the plan and the first IRS payment is not due until June 2025. Do you have any sense of whether they are alleging a post-petition obligation? Since the plan confirmed last year, I am guessing it is far too soon for 2024 taxes to be an issue (if any are even owed).

Thanks,

Maurice "Mac" VerStandig, Esq.

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From: THOMAS KAPUSTA <tkapusta@aol.com>

Sent: Monday, March 17, 2025 6:37 PM

To: Mac VerStandig <mac@dakotabankruptcy.com>; Mac VerStandig <mac@mbvesq.com>

Cc: Wencil Sarah (USTP) <sarah.j.wencil@usdoj.gov>

Subject: Red River Sub 24-30010 and Jamieson CAPEX

Mac, I tried reaching you telephonically today. I have received a letter from the IRS advising Red River Subs that plan payments due have not been paid. If not paid by today, the IRS indicated it may move to dismiss or convert the case. It wasn't clear if you also received a copy of this letter.

Also, despite the court's approval of my fee application in the Jamieson CAPEX case almost a month ago, I still have not received payment. I would appreciate if you could request your client make that payment this week.

Thank you.

Regards,

Case 24-30422 Doc 119-1 Filed 04/28/25 Entered 04/28/25 14:15:52 Desc Exhibit
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Tom Kapusta

Subchapter V Trustee